**HON'BLE SMT. JUSTICE T. MEENA KUMARI**
**AND**
**THE HON'BLE SRI JUSTICE G. CHANDRAIAH**

**WRIT PETITION No. 17063 of 2007**

**Date 10-8-2007**

**Between:**
**The Government of A.P., rep. By its**
**Principal Secretary, Forest Department,**
**Secretariat, Hyderabad and others.**

**.....**

**PETITIONERS**
**AND**

**Sri S. Gangaram**

**.....RESPONDENT**

**THE HON'BLE SMT. JUSTICE T. MEENA KUMARI**
**AND**
**THE HON'BLE SRI JUSTICE G. CHANDRAIAH**

**WRIT PETITION No.17063 of 2007**

ORDER: (per Smt. T.Meena Kumari,J)

The Department filed the present writ petition seeking a writ of Certiorari to call for the records relating to and connected with the order dated 6.7.2006 made in O.A. No.3766 of 2006 on the file of the A.P. Administrative Tribunal, Hyderabad and to quash or set aside the same by holding it as erroneous and contrary to law.

The brief facts of the case are that the respondent herein filed O.A. No.3766 of 2006 before the Tribunal assailing the inaction of the authorities in not considering the case of the respondent for promotion to the post of Deputy Range Officer. He also sought for a consequential direction to the authorities to consider the case of the applicant for promotion to the post of Deputy Range Officer without reference to the pendency of the disciplinary proceedings and the ACB proceedings initiated against him. When the said O.A. came up for admission on 6.7.2006, the Tribunal granted interim order directing the authorities to consider the claim of the respondent for promotion to the post of Deputy Range Officer without reference to the disciplinary proceedings initiated against him. Seeking vacation of the said orders, V.M.A. Nos. 1050 of 2006 and 1061 of 2006 were filed by the department as well as the 5th respondent in the O.A. before the Tribunal. The tribunal by the order impugned in this writ petition dated 12.9.2006, while disposing of the Vacate Petitions modified the interim orders granted by it on 6.7.2006. Aggrieved, the department filed the present writ petition.

Heard the learned Government Pleader for Services-I and perused the impugned order.

When the said V.M.As. were taken up for hearing, the learned counsel for the unofficial respondent and the learned Government Pleader appearing on behalf of the Department, submitted before the Tribunal that the panel has already been prepared for the year 2005-2006 even before the filing of the O.A. They further submitted that if there is any vacancy for the panel year 2006-2007, the cases of eligible persons will be considered. The Tribunal taking into consideration the aforesaid submission of the learned counsel for the 5th respondent and the learned Government Pleader, modified the interim orders granted by it on 6.7.2006, which reads thus:

> "The case of the applicant shall be considered along with others for promotion to the post of Deputy Range Officer without reference to the disciplinary case pending against him for the panel year 2006-2007 if the final orders have not been passed. The VMAs are accordingly disposed of."

Admittedly, the Tribunal, basing on the submission of the learned counsel for the unofficial respondent and the learned Government Pleader, modified the interim orders granted by it earlier on 6.7.2006. In the circumstances, we do not find any reason to interfere with the said orders.

The writ petition fails and it is accordingly dismissed. No costs.

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(T. MEENA KUMARI,J)

Date: 10th August, 2007

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(G. CHANDRAIAH,J)

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